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MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-580-835

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2001 TO 12/31/2001

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR STAINLESS STEEL SHEET AND STRIP IN COILS
FROM THE REPUBLIC OF KOREA (C580835) FOR 01/01/2001 THROUGH 12/31/2001

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CASES: C - 580 - 835

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PERIOD COVERED: 01 01 2001 TO 12 31 2001

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR STAINLESS STEEL SHEET
AND STRIP IN COILS FROM THE REPUBLIC OF KOREA (C580835)
FOR 01/01/2001 THROUGH 12/31/2001

1. THE DEPARTMENT OF COMMERCE HAS PUBLISHED IN THE FEDERAL REGISTER ON JANUARY 14, 2004 (69 FR 2113) THE FINAL RESULTS OF ITS ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER (C-580-835) ON STAINLESS STEEL SHEET AND STRIP IN COILS FROM THE REPUBLIC OF KOREA FOR THE PERIOD JANUARY 1, 2001 THROUGH DECEMBER 31, 2001.

2. IMPORTS COVERED BY THIS REVIEW ARE CERTAIN STAINLESS STEEL

SHEET AND STRIP IN COILS. STAINLESS STEEL IS AN ALLOY STEEL CONTAINING, BY WEIGHT, 1.2 PERCENT OR LESS OF CARBON AND 10.5 PERCENT OR MORE OF CHROMIUM, WITH OR WITHOUT OTHER ELEMENTS. THE SUBJECT SHEET AND STRIP IS A FLAT-ROLLED PRODUCT IN COILS THAT IS GREATER THAN 9.5 MM IN WIDTH AND LESS THAN 4.75 MM IN THICKNESS, AND THAT IS ANNEALED OR OTHERWISE HEAT TREATED AND PICKLED OR OTHERWISE DESCALED. THE SUBJECT SHEET AND STRIP MAY ALSO BE FURTHER PROCESSED (E.G., COLD-ROLLED, POLISHED, ALUMINIZED, COATED, ETC.) PROVIDED THAT IT MAINTAINS THE SPECIFIC DIMENSIONS OF SHEET AND STRIP FOLLOWING SUCH PROCESSING.

THE MERCHANDISE SUBJECT TO THIS REVIEW IS CLASSIFIED IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS) AT SUBHEADINGS: 7219.13.00.31, 7219.13.00.51, 7219.13.00.71, 7219.13.00.81, 7219.14.00.30, 7219.14.00.65, 7219.14.00.90, 7219.32.00.05, 7219.32.00.20, 7219.32.00.25, 7219.32.00.35, 7219.32.00.36, 7219.32.00.38, 7219.32.00.42, 7219.32.00.44, 7219.33.00.05, 7219.33.00.20, 7219.33.00.25, 7219.33.00.35, 7219.33.00.36, 7219.33.00.38, 7219.33.00.42, 7219.33.00.44, 7219.34.00.05, 7219.34.00.20, 7219.34.00.25, 7219.34.00.30, 7219.34.00.35, 7219.35.00.05, 7219.35.00.15, 7219.35.00.30, 7219.35.00.35, 7219.90.00.10, 7219.90.00.20, 7219.90.00.25, 7219.90.00.60, 7219.90.00.80, 7220.12.10.00, 7220.12.50.00, 7220.20.10.10, 7220.20.10.15, 7220.20.10.60, 7220.20.10.80, 7220.20.60.05, 7220.20.60.10, 7220.20.60.15, 7220.20.60.60, 7220.20.60.80, 7220.20.70.05, 7220.20.70.10, 7220.20.70.15, 7220.20.70.60, 7220.20.70.80, 7220.20.80.00, 7220.20.90.30, 7220.20.90.60, 7220.90.00.10, 7220.90.00.15, 7220.90.00.60, AND 7220.90.00.80. ALTHOUGH THE HTS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE DEPARTMENT'S WRITTEN DESCRIPTION OF THE MERCHANDISE IS DISPOSITIVE.

EXCLUDED FROM THE SCOPE OF THIS ORDER ARE THE FOLLOWING: (1) SHEET AND STRIP THAT IS NOT ANNEALED OR OTHERWISE HEAT TREATED AND PICKLED OR OTHERWISE DESCALED, (2) SHEET AND STRIP THAT IS CUT TO LENGTH, (3) PLATE (I.E., FLAT-ROLLED STAINLESS STEEL PRODUCTS OF A THICKNESS OF 4.75 MM OR MORE), (4) FLAT WIRE (I.E.,

COLD-ROLLED SECTIONS, WITH A PREPARED EDGE, RECTANGULAR IN SHAPE, OF A WIDTH OF NOT MORE THAN 9.5 MM), AND (5) RAZOR BLADE STEEL. RAZOR BLADE STEEL IS A FLAT ROLLED PRODUCT OF STAINLESS STEEL, NOT FURTHER WORKED THAN COLD-ROLLED (COLD-REDUCED), IN COILS, OF A WIDTH OF NOT MORE THAN 23 MM AND A THICKNESS OF 0.266 MM OR LESS, CONTAINING, BY WEIGHT, 12.5 TO 14.5 PERCENT CHROMIUM, AND CERTIFIED AT THE TIME OF ENTRY TO BE USED IN THE MANUFACTURE OF RAZOR BLADES. SEE CHAPTER 72 OF THE HTSUS, "ADDITIONAL U.S. NOTE" 1(D).

THE DEPARTMENT HAS DETERMINED THAT CERTAIN SPECIALTY STAINLESS STEEL PRODUCTS ARE ALSO EXCLUDED FROM THE SCOPE OF THIS ORDER. THESE EXCLUDED PRODUCTS ARE DESCRIBED BELOW:

FLAPPER VALVE STEEL IS DEFINED AS STAINLESS STEEL STRIP IN COILS CONTAINING, BY WEIGHT, BETWEEN 0.37 AND 0.43 PERCENT CARBON, BETWEEN 1.15 AND 1.35 PERCENT MOLYBDENUM, AND BETWEEN 0.20 AND 0.80 PERCENT MANGANESE. THIS STEEL ALSO CONTAINS, BY WEIGHT, PHOSPHORUS OF 0.025 PERCENT OR LESS, SILICON OF BETWEEN 0.20 AND 0.50 PERCENT, AND SULFUR OF 0.020 PERCENT OR LESS. THE PRODUCT IS MANUFACTURED BY MEANS OF VACUUM ARC REMELTING, WITH INCLUSION CONTROLS FOR SULPHIDE OF NO MORE THAN 0.04 PERCENT AND FOR OXIDE OF NO MORE THAN 0.05 PERCENT. FLAPPER VALVE STEEL HAS A TENSILE STRENGTH OF BETWEEN 210 AND 300 KSI, YIELD STRENGTH OF BETWEEN 170 AND 270 KSI, PLUS OR MINUS 8 KSI, AND A HARDNESS (HV) OF BETWEEN 460 AND 590. FLAPPER VALVE STEEL IS MOST COMMONLY USED TO PRODUCE SPECIALTY FLAPPER VALVES IN COMPRESSORS.

ALSO EXCLUDED IS A PRODUCT REFERRED TO AS SUSPENSION FOIL, A SPECIALTY STEEL PRODUCT USED IN THE MANUFACTURE OF SUSPENSION ASSEMBLIES FOR COMPUTER DISK DRIVES. SUSPENSION FOIL IS DESCRIBED AS 302/304 GRADE OR 202 GRADE STAINLESS STEEL OF A THICKNESS BETWEEN 14 AND 127 MICRONS, WITH A THICKNESS TOLERANCE OF PLUS-OR-MINUS 2.01 MICRONS, AND SURFACE GLOSSINESS OF 200 TO 700 PERCENT GS. SUSPENSION FOIL MUST BE SUPPLIED IN COIL WIDTHS OF NOT MORE THAN 407 MM, AND WITH A MASS OF 225 KG OR LESS. ROLL MARKS MAY ONLY BE VISIBLE ON ONE SIDE, WITH NO SCRATCHES OF MEASURABLE DEPTH. THE MATERIAL MUST EXHIBIT RESIDUAL STRESSES OF

2 MM MAXIMUM DEFLECTION, AND FLATNESS OF 1.6 MM OVER 685 MM LENGTH.

CERTAIN STAINLESS STEEL FOIL FOR AUTOMOTIVE CATALYTIC CONVERTERS IS ALSO EXCLUDED FROM THE SCOPE OF THIS ORDER. THIS STAINLESS STEEL STRIP IN COILS IS A SPECIALTY FOIL WITH A THICKNESS OF BETWEEN 20 AND 110 MICRONS USED TO PRODUCE A METALLIC SUBSTRATE WITH A HONEYCOMB STRUCTURE FOR USE IN AUTOMOTIVE CATALYTIC CONVERTERS. THE STEEL CONTAINS, BY WEIGHT, CARBON OF NO MORE THAN 0.030 PERCENT, SILICON OF NO MORE THAN 1.0 PERCENT, MANGANESE OF NO MORE THAN 1.0 PERCENT, CHROMIUM OF BETWEEN 19 AND 22 PERCENT, ALUMINUM OF NO LESS THAN 5.0 PERCENT, PHOSPHORUS OF NO MORE THAN 0.045 PERCENT, SULFUR OF NO MORE THAN 0.03 PERCENT, LANTHANUM OF BETWEEN 0.002 AND 0.05 PERCENT, AND TOTAL RARE EARTH ELEMENTS OF MORE THAN 0.06 PERCENT, WITH THE BALANCE IRON.

PERMANENT MAGNET IRON-CHROMIUM-COBALT ALLOY STAINLESS STRIP IS ALSO EXCLUDED FROM THE SCOPE OF THIS ORDER. THIS DUCTILE STAINLESS STEEL STRIP CONTAINS, BY WEIGHT, 26 TO 30 PERCENT CHROMIUM, AND 7 TO 10 PERCENT COBALT, WITH THE REMAINDER OF IRON, IN WIDTHS 228.6 MM OR LESS, AND A THICKNESS BETWEEN 0.127 AND 1.270 MM. IT EXHIBITS MAGNETIC REMANENCE BETWEEN 9,000 AND 12,000 GAUSS, AND A COERCIVITY OF BETWEEN 50 AND 300 OERSTEDS. THIS PRODUCT IS MOST COMMONLY USED IN ELECTRONIC SENSORS AND IS CURRENTLY AVAILABLE UNDER PROPRIETARY TRADE NAMES SUCH AS "ARNOKROME III." ("ARNOKROME III" IS A TRADEMARK OF THE ARNOLD ENGINEERING COMPANY.)

CERTAIN ELECTRICAL RESISTANCE ALLOY STEEL IS ALSO EXCLUDED FROM THE SCOPE OF THIS ORDER. THIS PRODUCT IS DEFINED AS A NON-MAGNETIC STAINLESS STEEL MANUFACTURED TO AMERICAN SOCIETY OF TESTING AND MATERIALS (ASTM) SPECIFICATION B344 AND CONTAINING, BY WEIGHT, 36 PERCENT NICKEL, 18 PERCENT CHROMIUM, AND 46 PERCENT IRON, AND IS MOST NOTABLE FOR ITS RESISTANCE TO HIGH TEMPERATURE CORROSION. IT HAS A MELTING POINT OF 1390 DEGREES CELSIUS AND DISPLAYS A CREEP RUPTURE LIMIT OF 4 KILOGRAMS PER SQUARE MILLIMETER AT 1000 DEGREES CELSIUS. THIS STEEL IS MOST COMMONLY USED IN THE PRODUCTION OF HEATING RIBBONS FOR CIRCUIT BREAKERS

AND INDUSTRIAL FURNACES, AND IN RHEOSTATS FOR RAILWAY LOCOMOTIVES. THE PRODUCT IS CURRENTLY AVAILABLE UNDER PROPRIETARY TRADE NAMES SUCH AS "GILPHY 36." ("GILPHY 36" IS A TRADEMARK OF IMPHY, S.A.)

CERTAIN MARTENSITIC PRECIPITATION-HARDENABLE STAINLESS STEEL IS ALSO EXCLUDED FROM THE SCOPE OF THIS ORDER. THIS HIGH-STRENGTH, DUCTILE STAINLESS STEEL PRODUCT IS DESIGNATED UNDER THE UNIFIED NUMBERING SYSTEM (UNS) AS S45500-GRADE STEEL, AND CONTAINS, BY WEIGHT, 11 TO 13 PERCENT CHROMIUM, AND 7 TO 10 PERCENT NICKEL. CARBON, MANGANESE, SILICON AND MOLYBDENUM EACH COMPRISE, BY WEIGHT, 0.05 PERCENT OR LESS, WITH PHOSPHORUS AND SULFUR EACH COMPRISING, BY WEIGHT, 0.03 PERCENT OR LESS. THIS STEEL HAS COPPER, NIOBIUM, AND TITANIUM ADDED TO ACHIEVE AGING, AND WILL EXHIBIT YIELD STRENGTHS AS HIGH AS 1700 MPA AND ULTIMATE TENSILE STRENGTHS AS HIGH AS 1750 MPA AFTER AGING, WITH ELONGATION PERCENTAGES OF 3 PERCENT OR LESS IN 50 MM. IT IS GENERALLY PROVIDED IN THICKNESSES BETWEEN 0.635 AND 0.787 MM, AND IN WIDTHS OF 25.4 MM. THIS PRODUCT IS MOST COMMONLY USED IN THE MANUFACTURE OF TELEVISION TUBES AND IS CURRENTLY AVAILABLE UNDER PROPRIETARY TRADE NAMES SUCH AS "DURPHYNOX 17." ("DURPHYNOX 17" IS A TRADEMARK OF IMPHY, S.A.)

FINALLY, THREE SPECIALTY STAINLESS STEELS TYPICALLY USED IN CERTAIN INDUSTRIAL BLADES AND SURGICAL AND MEDICAL INSTRUMENTS ARE ALSO EXCLUDED FROM THE SCOPE OF THIS ORDER. THESE INCLUDE STAINLESS STEEL STRIP IN COILS USED IN THE PRODUCTION OF TEXTILE CUTTING TOOLS (E.G., CARPET KNIVES). (THIS LIST OF USES IS ILLUSTRATIVE AND PROVIDED FOR DESCRIPTIVE PURPOSES ONLY.) THIS STEEL IS SIMILAR TO ASTM GRADE 440F, BUT CONTAINING, BY WEIGHT, 0.5 TO 0.7 PERCENT OF MOLYBDENUM. THE STEEL ALSO CONTAINS, BY WEIGHT, CARBON OF BETWEEN 1.0 AND 1.1 PERCENT, SULFUR OF 0.020 PERCENT OR LESS, AND INCLUDES BETWEEN 0.20 AND 0.30 PERCENT COPPER AND BETWEEN 0.20 AND 0.50 PERCENT COBALT. THIS STEEL IS SOLD UNDER PROPRIETARY NAMES SUCH AS "GIN4 HI-C." THE SECOND EXCLUDED STAINLESS STEEL STRIP IN COILS IS SIMILAR TO AISI 420-J2 AND CONTAINS, BY WEIGHT, CARBON OF BETWEEN 0.62 AND 0.70 PERCENT, SILICON OF BETWEEN 0.20 AND 0.50 PERCENT, MANGANESE OF BETWEEN

0.45 AND 0.80 PERCENT, PHOSPHORUS OF NO MORE THAN 0.025 PERCENT AND SULFUR OF NO MORE THAN 0.020 PERCENT. THIS STEEL HAS A CARBIDE DENSITY ON AVERAGE OF 100 CARBIDE PARTICLES PER SQUARE MICRON. AN EXAMPLE OF THIS PRODUCT IS "GIN5" STEEL. THE THIRD SPECIALTY STEEL HAS A CHEMICAL COMPOSITION SIMILAR TO AISI 420 F, WITH CARBON OF BETWEEN 0.37 AND 0.43 PERCENT, MOLYBDENUM OF BETWEEN 1.15 AND 1.35 PERCENT, BUT LOWER MANGANESE OF BETWEEN 0.20 AND 0.80 PERCENT, PHOSPHORUS OF NO MORE THAN 0.025 PERCENT, SILICON OF BETWEEN 0.20 AND 0.50 PERCENT, AND SULFUR OF NO MORE THAN 0.020 PERCENT. THIS PRODUCT IS SUPPLIED WITH A HARDNESS OF MORE THAN HV 500 GUARANTEED AFTER CUSTOMER PROCESSING, AND IS SUPPLIED AS, FOR EXAMPLE, "GIN6."

3. ACCORDINGLY, YOU ARE NOW INSTRUCTED TO LIQUIDATE ALL SHIPMENTS OF STAINLESS STEEL SHEET AND STRIP IN COILS FROM THE REPUBLIC OF KOREA EXPORTED BY THE PRODUCERS/EXPORTERS LISTED BELOW, AND ENTERED OR WITHDRAWN FROM WAREHOUSE ON OR AFTER 01/01/2001 AND ON OR BEFORE 12/31/2001 AT THE FOLLOWING PERCENT OF ENTERED VALUE:

ID NUMBER	COMPANY NAME	RATE
C-580-835-002	INCHON IRON AND STEEL (INI)	0.55
C-580-835-005	SAMMI STEEL CO., LTD. (BNG)	0.55

MESSAGE #2259201 DATED 09/16/2002 PROVIDED LIQUIDATION INSTRUCTIONS FOR THIS PERIOD FOR ALL PRODUCERS/EXPORTERS EXCEPT INCHON IRON AND STEEL (INI) (C-580-835-002) AND SAMMI STEEL CO., LTD. (BNG) (C-580-835-005). THEREFORE, THESE INSTRUCTIONS COMPLETE LIQUIDATION FOR ALL ENTRIES OF THE SUBJECT MERCHANDISE FOR THE PERIOD ON OR AFTER 01/01/2001 AND ON OR BEFORE 12/31/2001.

4. IN THE FINAL RESULTS OF THE PREVIOUS REVIEW (68 FR 13267 (MARCH 19, 2003)), THE DEPARTMENT DETERMINED THAT, FOR CASH DEPOSIT PURPOSES, INI STEEL COMPANY IS INCHON IRON AND STEEL, AND BNG STEEL CO., LTD IS SAMMI STEEL CO., LTD. ACCORDINGLY, ALL

ENTRIES FROM INI STEEL COMPANY SHOULD BE LIQUIDATED AT THE SAME RATE AS ENTRIES FROM INCHON IRON AND STEEL (C-580-835-002), AND ALL ENTRIES FROM BNG STEEL CO., LTD SHOULD BE LIQUIDATED AT THE SAME RATE AS ENTRIES FROM SAMMI STEEL CO., LTD (C-580-835-005).

5. THE ASSESSMENT OF COUNTERVAILING DUTIES BY THE CBP ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAYS INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS OF

THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAIL DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED COUNTERVAILING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE DECEMBER 31, 2001, IS LIFTED. SUSPENSION OF LIQUIDATION FOR ALL ENTRIES OF THIS MERCHANDISE EXPORTED AFTER DECEMBER 31, 2001, WILL CONTINUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 (GENERATED BY G2O6:DB).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party